

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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KEVIN DEVAULT,

Petitioner,

16 CIVIL 7281 (VB)

-against-

**JUDGMENT**

THOMAS GRIFFIN,

Respondent.

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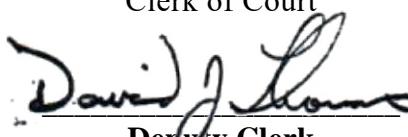
It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Memorandum Opinion and Order dated August 31, 2020, the Court adopts the R&R as the opinion of the Court, and the petition for a writ of habeas corpus is denied; accordingly, this case is closed. As petitioner has not made a substantial showing of the denial of a constitutional right, a certificate of appealability will not issue; the Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that any appeal from this order would not be taken in good faith, and therefore in forma pauperis status is denied for the purpose of an appeal.

**DATED:** New York, New York  
August 31, 2020

**RUBY J. KRAJICK**

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Clerk of Court

BY:

  
David J. Thomas  
Deputy Clerk